

**DUVAL & STACHENFELD LLP**

300 EAST 42<sup>ND</sup> STREET  
THIRD FLOOR  
NEW YORK, NEW YORK 10017  
TELEPHONE: 212-883-1700  
FACSIMILE: 212-883-8883

**Joshua C. Klein**  
DIRECT DIAL: 212-692-5528  
jklein@dslp.com

June 27, 2008

**VIA FACSIMILE**

Honorable Victor Marrero  
United States District Judge  
Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 660  
New York, New York 10007

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: <u>6-30-08</u>
DATE FILED <u>6-30-08</u>

**Re: DLJ Mortgage Capital, Inc. v. Home Loan Corp.**  
**07 Civ. 4167 (VM)**

Dear Judge Marrero:

This joint letter is respectfully submitted by the parties in accordance with the Court's request that the parties advise the Court of the prospects of settling this action following the June 2, 2008 mediation.

The June 2, 2008 mediation was unsuccessful, and it has become clear that this matter will not settle. Accordingly, the parties now seek to complete the discovery phase of this action. To that end, the parties propose the following modifications to the Case Management Plan previously So Ordered in this action:

1. Depositions are to be completed by August 29, 2008;
2. Requests to Admit are to be served no later than August 29, 2008;
3. Joinder of additional parties is to be accomplished by July 31, 2008; and
4. All expert discovery is to be completed by September 15, 2008

We thank Your Honor for your attention to this matter.

Hon. Victor Marrero  
June 27, 2008  
Page 2

Respectfully,

Duval & Stachenfeld LLP  
Attorneys for Plaintiff

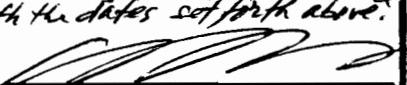
By:

  
\_\_\_\_\_  
Allan N. Taffet (AT-5181)  
Joshua C. Klein (JK-4558)  
300 East 42<sup>nd</sup> Street, Third Floor  
New York, New York 10017

Carter, Ledyard & Milburn LLP  
Attorneys for Defendant

By:

  
\_\_\_\_\_  
Judith Lockhart, Esq.  
Gerald Griffin, Esq.  
2 Wall Street  
New York, New York 10005

Request GRANTED. The Case Management Plan for this action is amended so as to extend the time for completion of <u>depositions</u> to <u>8-29-08</u> . Any other related deadline affected by this extension shall be similarly modified in accordance SO ORDERED, with the dates set forth above.	
6-30-08 DATE	 VICTOR MARRERO, U.S.D.J.